

AN AMENDED ORDINANCE  
BY TRANSPORTATION COMMITTEE

02-0 -1863

**AN ORDINANCE GRANTING TO COLLEGE PARK POWER AN EASEMENT ACROSS REAL PROPERTY OWNED BY THE CITY OF ATLANTA IN CLAYTON COUNTY, TO PROVIDE FOR PERMANENT RELOCATION OF OVERHEAD DISTRIBUTION LINES IN THE AREA OF THE FIFTH RUNWAY PROJECT AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT; AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE APPROPRIATE INSTRUMENTS TO EVIDENCE THE GRANTING OF SUCH EASEMENT; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta, as owner and operator of the Hartsfield Atlanta International Airport, has undertaken a major expansion of the Airport to accommodate the increasing air traffic at the airport, including construction of a Fifth Runway; and

**WHEREAS**, College Park Power owns and operates distribution power lines, poles, and related equipment within the Fifth Runway area

**WHEREAS**, in connection therewith, the City has entered into an agreement with College Park Power for permanent relocation of these distribution power lines, and

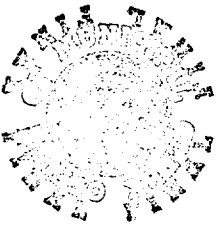
**WHEREAS**, in connection therewith, the City agreed to provide College Park Power an Easement to enable College Park Power to permanently relocate and maintain these distribution power lines;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ATLANTA GEORGIA**, as follows:

Section 1. That a perpetual Easement be granted to College Park Power for the purpose of providing College Park Power with the rights to construct, operate, maintain, renew and rebuild overhead and underground electric transmission, distribution and communication lines, together with necessary or convenient towers, frames, poles, wires, manholes, conduits, fixtures, appliances, and protective wires and devices in connection therewith, all within the depicted area on Attachment A hereto, provided however that College Park Power, while utilizing this Easement, shall not penetrate any Federal Aviation Regulation Part 25, 77, or 121, slopes or surfaces, or violate Federal Aviation Administration Terminal Instrument Procedures for operational surfaces, and the City shall have the right to fully utilize that area for airport operations.

Section 2. That the Mayor or her designee be and hereby is authorized to execute on behalf of the City of Atlanta, an appropriate instrument to evidence the granting of above said Easement on behalf of the City of Atlanta.

Section 3. That the City Attorney be and hereby is directed to prepare an appropriate instrument to evidence such Easement, for execution by the Mayor.



Section 4. That the Easement shall not become binding upon the City, and the City shall incur no obligation or liability thereunder until the instrument evidencing same has been signed by the Mayor and delivered to College Park Power.

Section 5. That all ordinances or parts of ordinances in conflict herewith be, and the same hereby are repealed.

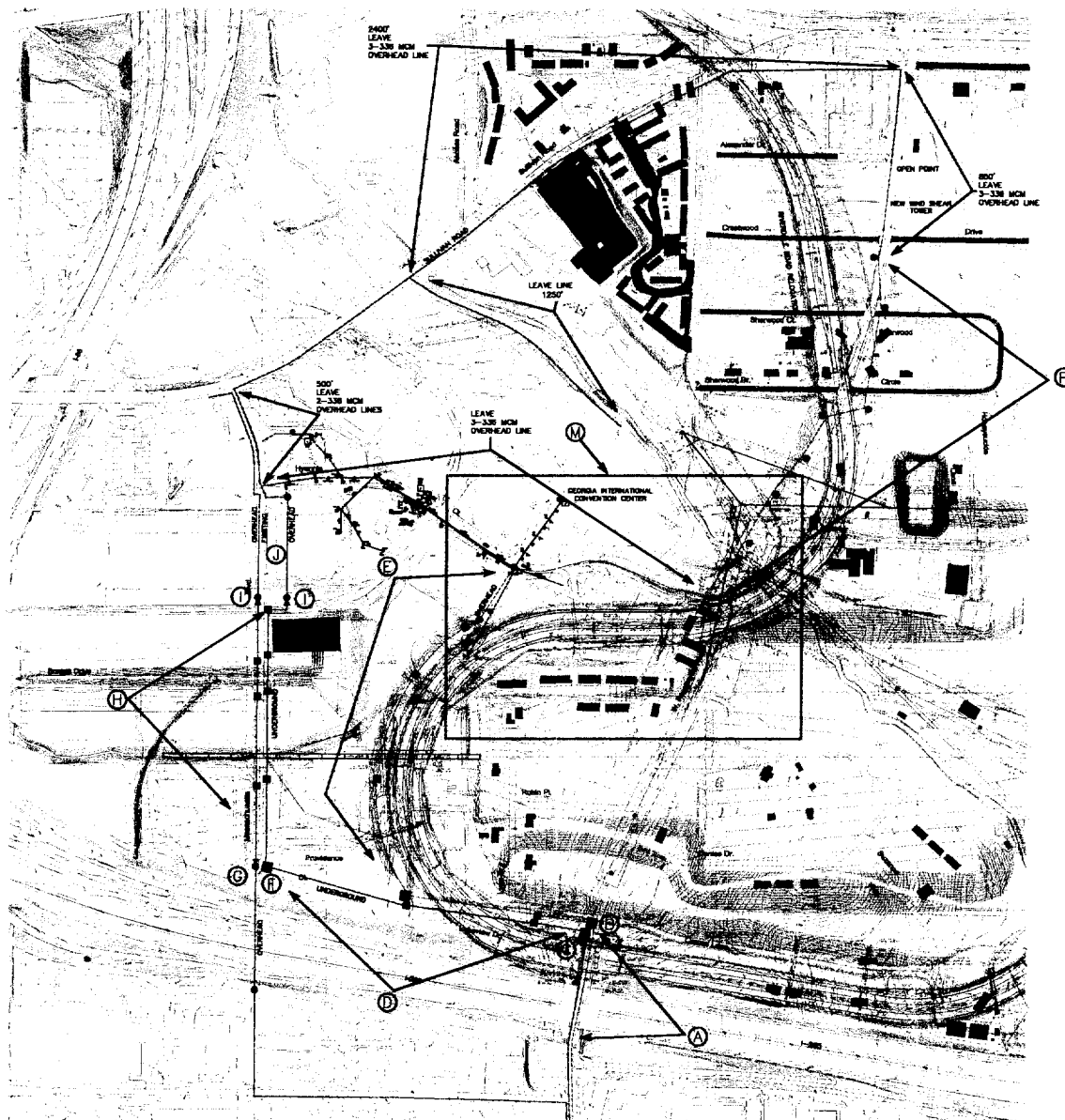
A true copy,

A handwritten signature in black ink, appearing to be "P. J. Smith", is written over the words "A true copy," and "Deputy Clerk".  
Deputy Clerk

**ADOPTED** as amended by the Council  
**APPROVED** by the Mayor

NOV 18, 2002  
NOV 26, 2002

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(A)  
 (B)  
 (C)  
 (D)  
 (E)  
 (F)  
 (G)  
 (H)  
 (I)  
 (J)  
 (K)  
 (L)  
 (M)

**WEST FAYETTEVILLE  
SUBSTATION**

- POLE
- ▼ POTHEAD
- VAULT
- VAULT AND PMH—9

FEEDER #1

FEEDER #3

FEEDER #5

**SCALE: NOT TO SCALE**  
**JUNE, 2002**

RCS# 4225  
11/18/02  
2:59 PM

Atlanta City Council

Regular Session

CONSENT I            Pgs. 1-9; Except 02-R-1982; 02-O-1882;

ADOPT

YEAS: 13  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 0

NV Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
NV Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Boazman	NV Woolard

CONSENT I

<b>11/18/02 Council Meeting</b>	
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADVERSED</b>
<b>AGENDA</b>	<b>ON CONSENT AGENDA</b>
1. 02-O-1774	31. 02-R-1937
2. 02-O-1972	32. 02-R-1938
3. 02-O-1297	33. 02-R-1939
4. 02-O-1859	34. 02-R-1940
5. 02-O-1860	35. 02-R-1941
6. 02-O-1861	36. 02-R-1942
7. 02-O-1974	37. 02-R-1943
8. 02-O-1979	38. 02-R-1944
9. 02-O-1902	39. 02-R-1945
10. 02-O-1962	40. 02-R-1946
11. 02-O-1971	41. 02-R-1947
12. 02-O-1863	42. 02-R-1948
13. 02-O-1864	43. 02-R-1949
14. 02-R-1924	44. 02-R-1950
15. 02-R-1952	
16. 02-R-1966	
17. 02-R-1996	
18. 02-R-2000	
19. 02-R-1951	
20. 02-R-1954	
21. 02-R-1978	
22. 02-R-1983	
23. 02-R-1984	
24. 02-R-1856	
25. 02-R-1931	
26. 02-R-1932	
27. 02-R-1933	
28. 02-R-1934	
29. 02-R-1935	
30. 02-R-1936	

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Consent I Vote:           13 Yeas; 0 Nays           (See RCS #4225)  
Items Removed from Consent: 02-R-1982; 02-R-1882

02-0-1863

(Do Not Write Above This Line)

First Reading  
Committee Transportation  
Date 11/14/02  
Chair Paula Smith  
Referred To 11/18/02

FINAL COUNCIL ACTION  
☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☒ RC Vote

AN ORDINANCE

BY TRANSPORTATION COMMITTEE

AN ORDINANCE GRANTING TO COLLEGE PARK POWER AN EASEMENT ACROSS REAL PROPERTY OWNED BY THE CITY OF ATLANTA IN CLAYTON COUNTY, TO PROVIDE FOR PERMANENT RELOCATION OF OVERHEAD DISTRIBUTION LINES IN THE AREA OF THE FIFTH RUNWAY PROJECT AT HARTSFIELD ATLANTA INTERNATIONAL AIRPORT; AUTHORIZING THE MAYOR OR HER DESIGNEE TO EXECUTE APPROPRIATE INSTRUMENTS TO EVIDENCE THE GRANTING OF SUCH EASEMENT; AND FOR OTHER PURPOSES.

*As Amended*

ADOPTED BY

NOV 18 2002

- ☒ CONSENT REFER  
☐ REGULAR REPORT REFER  
☐ ADVERTISE & REFER  
☐ 1st ADOPT 2nd READ & REFER  
☐ PERSONAL PAPER REFER

Date Referred 11/14/02

Referred To: Transportation

Date Referred

Referred To:

Date Referred

Referred To:

Committee  
Date  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other

Paula Smith

11/14/02

Members

David Stanley  
William C. Moore  
David B. Smith

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

CERTIFIED  
NOV 18 2002  
Ruth Dugan Johnson  
MUNICIPAL CLERK

MAYOR'S ACTION

David Stanley  
NOV 18 2002  
MAYOR